

United States Department of Justice
Office of the United States Trustee
300 Plaza Tower
110 N. College Avenue
Tyler, Texas 75702

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS

2010 AUG 31 PM 3:04
CLERK, U.S. BANKRUPTCY
COURT
BY _____ DEPUTY

IN RE: Leaves & Blooms of Tyler, Inc { CASE NO 98-61202
{
DEBTOR(S) { CHAPTER 7

TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION,
AND REPORT OF PROPOSED DISTRIBUTION

Comes Now William T. Neary, United States Trustee, successor trustee of the estate of the above-named Debtor(s), and certifies to the court that he has faithfully and properly fulfilled the duties of the office of successor trustee, that the staff of the United States Trustee has examined all proofs-of-claims as appropriate, and that the proposed distribution attached hereto is proper and consistent with the law and the rules of this court.

Accordingly, the successor trustee requests that the Final Report, Application for Compensation, and Report of Proposed distributions be approved.

Date: 8/28/00

William T. Neary
United States Trustee

By: _____

Timothy W. O'Neal
Asst. U.S. Trustee
300 Plaza Tower
110 N. College Avenue
Tyler, Texas 75702
Texas Bar 15283350

SCHEDULE A-1

FINAL ACCOUNT AS OF: _____

A. RECEIPTS	\$1,600.00
B. DISBURSEMENTS	
(1) Secured Creditors	
(2) Administrative	0.00
(3) Priority	
(4) Other	
TOTAL DISBURSEMENTS	\$0.00
CURRENT BALANCE	\$1,600.00

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE:

UST

CASE NAME:	LEAVES AND BLOOMS OF TYLER, INC	COMMENTS:
CASE NUMBER:	98-61202	
DATE UST APPROVED:	08-28-00	

ESTATE INCOME:

TOTAL RECEIPTS:	\$1,600.00	100.00%
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ESTATE EXPENSES:

TRUSTEE'S COMMISSION	0.00	0.00%	
TRUSTEE'S EXPENSES	0.00	0.00%	
FIRM'S PROFESSIONAL FEES	0.00	0.00%	
FIRM'S PROFESSIONAL EXPENSES	0.00	0.00%	
OTHER ATTORNEY FEES	0.00	0.00%	
OTHER PROFESSIONAL FEES	0.00	0.00%	
COURT COSTS	175.00	10.94%	
ESTATE EXPENSES(TAXES, ETC)	0.00	0.00%	
PRIOR CHAPTER COSTS	0.00	0.00%	
SECURED CLAIMS PAID	0.00	0.00%	
PRIORITY CLAIMS PAID	113.42	7.09%	
UNSECURED CLAIMS PAID	1,311.58	81.97%	
OTHER(RETURN TO DEBTOR, ETC)	0.00	0.00%	

Expense Category	Amount	Percentage
TRUSTEE'S COMMISSION	0.00	0.00%
TRUSTEE'S EXPENSES	0.00	0.00%
FIRM'S PROFESSIONAL FEES	0.00	0.00%
FIRM'S PROFESSIONAL EXPENSES	0.00	0.00%
OTHER ATTORNEY FEES	0.00	0.00%
OTHER PROFESSIONAL FEES	0.00	0.00%
COURT COSTS	175.00	10.94%
ESTATE EXPENSES(TAXES, ETC)	0.00	0.00%
PRIOR CHAPTER COSTS	0.00	0.00%
SECURED CLAIMS PAID	0.00	0.00%
PRIORITY CLAIMS PAID	113.42	7.09%
UNSECURED CLAIMS PAID	1,311.58	81.97%
OTHER(RETURN TO DEBTOR, ETC)	0.00	0.00%

UNSECURED CLAIMS ALLOWED

255,184.16

UNSECURED CLAIMS PAID

1,311.58

PERCENT RECOVERED FOR UNSECURED

0.51%

FORM 1

INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Case Name: Leaves & Blooms of Tyler, Inc. Trustee Name: U. S. Trustee

Case No: 98-61202 Date submitted:

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled Property)	Petition/ Unscheduled Values	Value Determined By Trustee Less Liens and Exemptions	Property Abandoned	Sale/ Funds Received by the Estate	Asset Fully Admin/Value of Remain Assets) (Yes/\$ amount Remain Assets)
(u) Security Dep	1,600.00	1,600.00		1,600.00	YES

Remaining Assets				
TOTALS	1,600.00		1,600.00	0.00
	=====		=====	=====
				(Total Dollar Amt. Column 6)

CASH RECEIPTS AND DISBURSEMENTS RECORD

CASE NAME: Leaves & Blooms of Tyler, BANK NAME: Bank of America

CASE NO.: 98-61202 SAVINGS ACCOUNT #: 3754132962

TAXPAYER ID#: 75-2335136 CHECKING ACCOUNT #:

BOND AMOUNT:
(indicate if blanket bond)

1	2	3	4	5	6	7	8
Transaction Date	Check or Reference Number (form 1)	Paid to/ Received From	Description of Transaction	Deposit \$	Disbursement \$	Checking Account Balance	Savings (s) Invest. (I) Balance
23-Aug-00		PLM Disb. Trust	Security Dep	1,600.00			1,600.00

TOTAL DEPOSITS & INVESTMENTS \$ 1,600.00
TOTAL DISBURSEMENTS 0.00

SCHEDULE B

APPLICATION FOR COMPENSATION

COMPUTATION OF COMMISSIONS (cases filed after 10/94)

Total Receipts	\$1,600.00	25% of First \$5,000	0.00
less			
Bal.		10% of Next \$45,000	0.00
less			
Bal.		5% of Remaining Balance	0.00
TOTAL COMMISSIONS			\$0.00

UNREIMBURSED EXPENSES

Recording Fees

Postage

Necessary Travel

Paraprofessional

Clerical and Stenographic

Photocopy

Long Distance Telephone Charges(FAX)

Other (specify)

TOTAL UNREIMBURSED EXPENSES 0.00

RECORDS:

Trustee did not take possession of business or personal records of the debtor.

X

Notice given debtor on _____ to pick up business or personal records in hands of Trustee.

SCHEDULE C

EXPENSES OF ADMINISTRATION

	(1) Amount Claimed -----	(2) Amount Allowed -----	(3) Previously Paid -----	(4) Due -----
1. 11 U.S.C. Sec.507(a)(1) Court Costs and Fees	175.00	175.00		175.00
2. 11 U.S.C. Sec.503(b)(1)(A) Preservation of estate	0.00	0.00		0.00
A. Transportation	0.00	0.00		0.00
B. Storage	0.00	0.00		0.00
C. Wages	0.00	0.00		0.00
D. Estate's share FICA	0.00	0.00		0.00
E. Insurance	0.00	0.00		0.00
F. Upkeep	0.00	0.00		0.00
G. Others (itemize)	0.00	0.00		0.00
3. 11 U.S.C. Sec.503(b)(1)(B) Post-Petition taxes and related penalties	0.00	0.00		0.00
4. 11U.S.C. Sec.503(b)(2) Compensation and Reimbursement	0.00	0.00		0.00
A. Compensation of Trustee	0.00	0.00		0.00
B. Expenses of Trustee	0.00	0.00		0.00
C. Compensation of Attorney to Trustee	0.00	0.00		0.00
D. Expenses of Attorney to Trustee	0.00	0.00		0.00
E. Compensation of Debtor's Attorney	0.00	0.00		0.00
F. Expenses of Debtor's Attorney	0.00	0.00		0.00
G. Compensation of Accountant to Trustee	0.00	0.00		0.00
H. Compensation of Auctioneer	0.00	0.00		0.00
I. Compensation of Appraiser	0.00	0.00		0.00
5. Court Special Charges (Excess Notices)	0.00	0.00		0.00
6 U. S. Trustee fees	0.00	0.00		0.00
7. Other	0.00	0.00		0.00
Totals:	175.00	175.00	0.00	175.00

SCHEDULE D

SECURED CLAIMS

Claim Due No.	Secured Claim (creditor name)	Amount Claimed	Amount Allowed	Previously Paid
---------------------	----------------------------------	-------------------	-------------------	--------------------

Secured cl#	0.00	0.00	0.00	0.00
Secured cl#	0.00	0.00	0.00	0.00
Secured cl#	0.00	0.00	0.00	0.00
Secured cl#	0.00	0.00	0.00	0.00
Secured cl#	0.00	0.00	0.00	0.00
Secured cl#	0.00	0.00	0.00	0.00

Total		0.00	0.00	0.00
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SCHEDULE E

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

	(1) Amount Claimed -----	(2) Amount Allowed -----	(3) Previously Paid -----	(4) Due -----
1. For Credit extended Sec.364(e)(1)	0.00	0.00		0.00
2. Claims from failure of "adequate protec- tion" Sec.307(a)(b)	0.00	0.00		0.00
3. "Gap Claims" Sec.507(a)(2)	0.00	0.00		0.00
4. Wages, etc. Sec.507(a)(2)	0.00	0.00		0.00
5. Contributions to benefit plans Sec.507(a)(4)	0.00	0.00		0.00
6. Consumer deposits Sec.507(a)(6)	0.00	0.00		0.00
7. Taxes Sec.507(a)(7)	113.42	113.42		113.42
8. Other: No Basis	0.00	0.00		0.00
TOTALS:	113.42	113.42		113.42

PARTIES AFFECTED:

Priority No. -----	Name of Creditor(s) -----	Priority No. -----	Name of Creditor(s) -----
TWC	113.42	Priority cl	0.00
Priority cl	0.00	Priority cl	0.00
Priority cl	0.00	Priority cl	0.00
Priority cl	0.00	Priority cl	0.00
Priority cl	0.00		
Priority cl	0.00		

FULLY UNSECURED CLAIMS TOTAL: 255,184.16

SUBBORDINATED UNSECURED CLAIMS: 0.00

United States Department of Justice
Office of the United States Trustee
300 Plaza Tower
110 N. College Avenue
Tyler, Texas 75702
Telephone (903) 590-1450
Telecopier (903) 590-1461

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

IN RE

LEAVES & BLOOMS OF TYLER, INC.

§
§
§
§
§
§

CASE NO. 98-61202

CHAPTER 7

NOTICE OF APPOINTMENT OF TRUSTEE
IN A REOPENED CASE

COMES NOW the United States Trustee and, upon the above-styled and numbered case being reopened, files this his notice of the appointment of WILLIAM T. NEARY, United States Trustee, as successor trustee of this estate.

Dated: August 22, 2000

WILLIAM T. NEARY,
UNITED STATES TRUSTEE

By:

Timothy W. O'Neal
Asst. U.S. Trustee
300 Plaza Tower
110 N. College
Tyler, TX 75702
(903)590-1450, Ext. 15
(903)590-1461
Texas Bar 15283350

7/20

United States Department of Justice
Office of the United States Trustee
300 Plaza Tower
110 N. College
Tyler, Texas 75702
(903) 590-1450

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TX

2000 AUG 15 PM 3:14

CLERK, U.S. BANKRUPTCY
COURT

BY mh DEPUTY

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

EOD AUG 16 2000

In Re

Leaves & Blooms of Tyler, Inc.

Debtor

§
§
§
§
§
§
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§
§
§

Case Number 98-61202

Chapter 7

**ORDER GRANTING MOTION TO REOPEN CASE,
DIRECTING APPOINTMENT OF TRUSTEE
AND FOR TEMPORARY WAIVER OF FEE FOR REOPENING**

Came on for consideration the Motion of the U.S. Trustee to Reopen the above styled and numbered case. Upon consideration of the pleadings and premises, due notice having been given, it appears that the motion should be granted. Accordingly it is hereby

ORDERED that the above styled and numbered case is REOPENED pursuant to 11 U.S.C. §350(b). It is further

ORDERED that the U.S. Trustee shall appoint a trustee herein for the purpose of administering additional assets. It is further

ORDERED that the fee prescribed for the reopening of this case is hereby WAIVED, provided however, that such fee shall be paid by the trustee as soon as assets become available.

Signed this 15th day of August 2000.

Donald R. Shroyer
U.S. Bankruptcy Judge

U.S. Bankruptcy Court - Eastern District of Texas

Claims Register Report

98-61202 In re: Leaves & Blooms of Tyler, Inc.
Case type: bk Chapter: 7 Asset: y Vol: y Case filed: 06/01/98
Judge: Donald R. Sharp

98 - 61202	Debtor Name: Leaves & Blooms of Tyler, Inc.	Last Date to File Claims: 11/30/98 Last Date to File (govt):
<u>Claim Number: 1</u>	Creditor Name: Comdata Network, Inc. Attn: Claims Dept. 5301 Maryland Way Brentwood, TN 37027	Nature of Claim: Deficiency: Unliquidated:
Claim date: 07/20/98		
Amount	Class	Remarks
3,251.26	g	
Total: \$ 3,251.26		
Amount Allowed: N/A	Description:	Order Action:

98 - 61202	Debtor Name: Leaves & Blooms of Tyler, Inc.	Last Date to File Claims: 11/30/98 Last Date to File (govt):
<u>Claim Number: 2</u>	Creditor Name: Smith County Lumber PO Box 97 Lindale, TX 75771	Nature of Claim: Deficiency: Unliquidated:
Claim date: 09/21/98		
Amount	Class	Remarks
556.35	g	
Total: \$ 556.35		
Amount Allowed: N/A	Description:	Order Action:

98 - 61202	Debtor Name: Leaves & Blooms of Tyler, Inc.	Last Date to File Claims: 11/30/98 Last Date to File (govt):
<u>Claim Number: 3</u>	Creditor Name: Texas Basket LE PO Box 1110 Jacksonville, TX 75766	Nature of Claim: Deficiency: Unliquidated:
Claim date: 09/21/98		
Amount	Class	Remarks
3,309.26	g	
Total: \$ 3,309.26		
Amount Allowed: N/A	Description:	Order Action:

98 - 61202	Debtor Name: Leaves & Blooms of Tyler, Inc.	Last Date to File Claims: 11/30/98 Last Date to File (govt):
<u>Claim Number: 4</u>	Creditor Name: Estes PO Box 8287 Wichita Falls, TX 76307	Nature of Claim: Deficiency: Unliquidated:
Claim date: 09/21/98		
Amount	Class	Remarks
9,572.43	g	
Total: \$ 9,572.43		
Amount Allowed: N/A	Description:	Order Action:

98 - 61202	Debtor Name: Leaves & Blooms of Tyler, Inc.	Last Date to File Claims: 11/30/98 Last Date to File (govt):
<u>Claim Number: 5</u>	Creditor Name: VJ Growers 500 W Orange Blossom Tr Apopka, FL 32703	Nature of Claim: Deficiency: Unliquidated:
Claim date: 09/28/98		
Amount	Class	Remarks
199,825.08	g	
Total: \$ 199,825.08		
Amount Allowed: N/A	Description:	Order Action:

98 - 61202	Debtor Name: Leaves & Blooms of Tyler, Inc.	Last Date to File Claims: 11/30/98 Last Date to File (govt):
<u>Claim Number: 6</u>	Creditor Name: Ball Seed 622 Town Rd West Chicago, IL 60185	Nature of Claim: Deficiency: Unliquidated:
Claim date: 10/02/98		
Amount	Class	Remarks
9,899.25	g	
Total: \$ 9,899.25		
Amount Allowed: N/A	Description:	Order Action:

98 - 61202	Debtor Name: Leaves & Blooms of Tyler, Inc.	Last Date to File Claims: 11/30/98 Last Date to File (govt):
<u>Claim Number: 7</u>	Creditor Name: Yoder Brothers Inc 5050 Quorum Drive Suite 330 Dallas TX 75240-6723	Nature of Claim: Deficiency: Unliquidated:
Claim date: 10/15/98		
Amount	Class	Remarks
27,675.80	g	
Total: \$ 27,675.80		
Amount Allowed: N/A	Description:	Order Action:

98 - 61202	Debtor Name: Leaves & Blooms of Tyler, Inc.	Last Date to File Claims: 11/30/98 Last Date to File (govt):
Claim Number: 8	Creditor Name: Texas Workforce Commission TWC Building Austin Tx 78778	Nature of Claim: Deficiency: Unliquidated:
Claim date: 11/23/98		
Amount	Class	Remarks
113.42	t	
Total: \$ 113.42		
Amount Allowed: N/A	Description:	Order Action:

98 - 61202	Debtor Name: Leaves & Blooms of Tyler, Inc.	Last Date to File Claims: 11/30/98 Last Date to File (govt):
Claim Number: 9	Creditor Name: Commerce Services Group P O Box 73199 Chicago IL 60673	Nature of Claim: Deficiency: Unliquidated:
Claim date: 11/27/98		
Amount	Class	Remarks
1,094.73	g	
Total: \$ 1,094.73		
Amount Allowed: N/A	Description:	Order Action:

Report Criteria**Claim Number(s):** All**End of Claims Register Report**

PACER Service Center			
Transaction Receipt			
08/24/2000 11:41:29			
PACER Login:	us5787	Client Code:	
Description:	claim register	Case Number:	98-61202
Billable Pages:	1	Cost:	0.07

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UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS

IN RE: Leaves & Blooms of Tyler, Inc. { CASE NO. 98-61202
{
DEBTOR(S) { CHAPTER 7

TRUSTEE'S REPORT OF
PROPOSED FINAL DISTRIBUTIONS

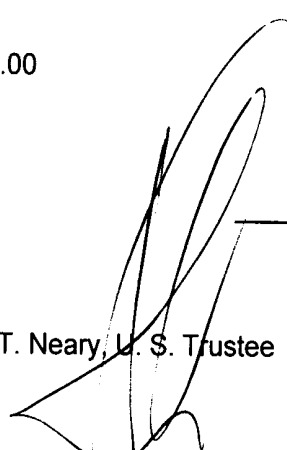
The undersigned Trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the Trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

The Trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution unless written objection thereto is made, filed and served on the Trustee and on the United States Trustee.

1. BALANCE ON HAND	\$	1,600.00
2. ADMINISTRATIVE EXPENSE TO BE PAID(See attched schedule of payees and amounts)	175.00	
3. SECURED CLAIMS TO BE PAID (See attched schedule of payees and amounts)	0.00	
4. PRIORITY CLAIMS TO BE PAID (See attched schedule of payees and amounts)	113.42	
5. UNSECURED CLAIMS TO BE PAID (See attched schedule of payees and amounts)	1,311.58	
6. OTHER DISTRIBUTIONS TO BE PAID (See attched schedule of payees and amounts)	0.00	
7. TOTAL DISBRIBUTIONS TO BE MADE (Sum of lines 2 through 6)		1,600.00
8. ZERO BALANCE AFTER ALL DISTRIBUTIONS (Line 1 less line 7)		0.00

William T. Neary, U. S. Trustee

By: 
Timothy W. O'Neal
Asst. U. S. Trustee

- Leaves & Blooms of Tyler, Inc.
98-61202

TRUSTEE'S PROPOSED DISTRIBUTION	AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT TO BE PAID
SECURED:			
None.			
TOTAL SECURED:	0.00	0.00	0.00
CHAPTER 7 ADMINISTRATIVE:			
Clerk, U.S. Bankruptcy Court (Re-open fees)	175.00	175.00	175.00
TOTAL ADMINISTRATIVE:	175.00	175.00	175.00
PRIORITY CLAIMS:			
(9) Texas Workforce Comm	113.42	113.42	113.42
TOTAL PRIORITY:	113.42	113.42	113.42
UNSECURED CLAIMS:			
(1) Comdata Network, Inc.	3,251.26	3,251.26	16.71
(2) Smith County Lumber	556.35	556.35	2.85
(3) Texas Basket LE	3,309.26	3,309.26	17.01
(4) Estes	9,572.43	9,572.43	49.20
(5) VJ Growers	199,825.08	199,825.08	1,027.05
(6) Ball Seed	9,899.25	9,899.25	50.88
(7) Yoder Brothers Inc.	27,675.80	27,675.80	142.25
(9) Commerce Services Group	1,094.73	1,094.73	5.63
TOTAL UNSECURED:	255,184.16	255,184.16	1,311.58
SUBORDINATED UNSECURED CLAIMS:			
None.			
TOTAL UNSUBORDINATED:	0.00	0.00	0.00
	255,472.58	255,472.58	1,600.00